

REMARKS

The above Amendment and these Remarks are in response to the Office Action mailed November 13, 2007. Claims 1-28 were pending in the Application prior to the outstanding Office Action. In the Office Action, the Examiner rejected claims 1-28. The present response does not amend the claims, leaving for the Examiner's present consideration claims 1-28. Reconsideration of the rejections is respectfully requested.

I. Claim Objections – 35 USC § 102

Claims 1-2, 4-6, 21 and 23-25 are rejected under 35 USC 102(e) as being anticipated by Kemper, *et al.*, U.S. Patent No. 6,804,682.

Here, independent claim 1, as amended in the previous response, includes “*a builder component capable of organizing deployment information from all of an application's deployment descriptors into a logical hierarchy of resources.*”

Kemper teaches a system providing compiler-assisted refactoring of a software application. In Kemper, the system can automatically save changes to files so that the source code is not in an inconsistent state. However, **Item 471 of Fig. 4** in Kemper only discloses a project pane that contains a list of the open project(s) and a tree view of the contents of the active project. More importantly, Kemper provides no indication of the deployment descriptor that contains the deployment information that can be used by the builder to build the logical hierarchy of resources. Hence, Kemper does not teach organizing deployment information from all of an application's deployment descriptors into a logical hierarchy of resources.

Therefore, claim 1 is in allowable condition since Kemper cannot anticipate the present invention, nor can Kemper render the present invention obvious.

Similarly, independent claims 9, 15, and 21 should all be in allowable condition at least for the same reason as stated above.

Hence, dependent claims 2, 4-6 which are based on allowable independent claim 1; dependent claim 20 which is based on allowable independent claim 15; and dependent claims 23-25 which are based on allowable independent claim 21 should all be in allowable condition as well.

II. Claim Objections – 35 USC § 103

Claims 3, 8-12, 14-18, 20, 22 and 27 are rejected under 35 USC 103(a) as being unpatentable over Kemper, *et al.* U.S. Patent No. 6,804,682 in view of Chan *et al.*, U.S. Patent Publication No. 2003/0028364).

Claims 7 and 26 are rejected under 35 USC 103(a) as being unpatentable over Kemper, *et al.* U.S. Patent No. 6,804,682 in view of Timbol (US 6,237,135).

Claims 13 and 19 are rejected under 35 USC 103(a) as being unpatentable over Kemper, *et al.* U.S. Patent No. 6,804,682 and Chan *et al.* (US 2003/0028364) in view of Timbol (US 6,237,135).

Here, dependent claims 3, 7-8 which are based on allowable independent claim 1; dependent claims 10-14 which are based on allowable independent claim 9; dependent claims 16-19 which are based on allowable independent claim 15; and dependent claims 22, and 26-27 which are based on allowable independent claim 21 should all be in allowable condition at least for the same reason as stated above.

III. Conclusion

In light of the above, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and a Notice of Allowance is requested. The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting the issuance of a patent.

Application No.: 10/772,613
Reply to Office Action dated: November 13, 2007
Reply dated: February 8, 2008

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Respectfully submitted,

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